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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/667,808	09/22/2003	Andrew Doddington	14846-16	2172
7590 03/03/2006			EXAMINER	
MICHAEL B. JOHANNESSEN, ESQ. LOWENSTEIN SANDLER, P.C. 65 LIVINGSTON AVENUE ROSELAND, NJ 07068			ONI, OLUBUSOLA	
			ART UNIT	PAPER NUMBER
			2168	

DATE MAILED: 03/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

10/667,808

Applicant(s)

DODDINGTON, ANDREW

Examiner

OLUBUSOLA ONI

Art Unit

2168

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 09/22/2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-11 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                        | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)               | Paper No(s)/Mail Date. _____  |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date <u>9/22/2003</u> .   | 6) <input type="checkbox"/> Other: _____                                    |

**DETAILED ACTION**

1. This action is responsive to communication: Application, filed on 09/22/2003.

***Claim Rejections - 35 USC § 103***

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1-11 are rejected under 35 U.S.C. 103(a) as being unpatentable over by Norton et al. (U.S 20030140332) hereinafter "Norton" in the view of Fuh et al. (20040073870) hereinafter "Fuh".

For claim 1, Norton teaches " a method for use in a distributed processing system to specify an application service comprising; defining a schema comprising an operation having a plurality of arguments" (See paragraph [0027], code sample 1 and 4) "Executing said operation in said distributed processing system" (See paragraph [0001, 0002]).

Norton does not explicitly teach, "Validating said schema".

However, Fuh teaches "Validating said schema" (See paragraph [0057-0095], fig.4&16).

It would have been obvious to one of ordinary skill in that art at the time of the invention to modify Norton with teachings of Fuh to make sure documents fit within the described model of a class of documents and also ensure the compliance prior to their use in data storage and processing.

For claim 2, this claim is rejected on grounds corresponding to the argument give above for rejected claim 1 above. Norton teaches "wherein defining a schema comprising an operation having a plurality of arguments comprises defining a schema having a nested operation" (Code sample 1).

For claim 3, this claim is rejected on grounds corresponding to the argument give above for rejected claim 1 above. Norton teaches, " wherein defining a schema comprising an operation having a plurality of arguments comprises defining a schema having a plurality of nested operation" (Code sample 1).

For claim 4, this claim is rejected on grounds corresponding to the argument give above for rejected claim 3 above. Norton teaches "wherein defining a schema comprising an operation having a plurality of nested operations comprises defining a schema having one or more nested operations in one or more of said nested operations" (Code sample 1-3).

For claim 5, this claim is rejected on grounds corresponding to the argument give above for rejected claim 2 above. Norton does not explicitly teach "wherein validating said schema further includes validating said nested operation". However, Fuh teaches "wherein validating said schema further includes validating said nested operation" (See paragraph [0057-0095], fig.4&16).

For claim 6, this claim is rejected on grounds corresponding to the argument give above for rejected claim 3 above. Norton does not explicitly teach "wherein validating said schema further includes validating said plurality of nested operations". However, Fuh teaches "wherein validating said schema further includes validating said plurality of nested operations"(See paragraph [0057-0095], fig.4&16).

For claim 7, this claim is rejected on grounds corresponding to the argument give above for rejected claim 4 above. Norton does not explicitly teach "wherein validating said schema further includes validating said one or more of said nested operation in one or more of said nested operations".

However, Fuh teaches "wherein validating said schema further includes validating said one or more of said nested operation in one or more of said nested operations"(See paragraph [0057-0095], fig.4&16).

For claim 8, this claim is rejected on grounds corresponding to the argument give above for rejected claim 1 above. Norton teaches "the step of generating a program to perform the defined operation" (See paragraph [0006-0010]).

For claim 9, this claim is rejected on grounds corresponding to the argument give above for rejected claim 1 above. Norton teaches " the step of distributing operations to one or more members of the distributed system" (See paragraph [0007-0010]).

For claim 10, this claim is rejected on grounds corresponding to the argument give above for rejected claim 9 above. Norton teaches " wherein said step of defining a schema includes indicating one or more points where distributing operations is beneficial" (See paragraph [0007-0010]).

For claim 11, this claim is rejected on grounds corresponding to the argument give above for rejected claim 1 above. Norton teaches "wherein the step of defining a schema comprises defining a schema in XML" (Code sample 1).

**CONCLUSION**

4. The following prior art cited on the PTO-892 form, not relied upon, is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to OLUBUSOLA ONI whose telephone number is 571-272-2738. The examiner can normally be reached on 7.30-5.00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, JEFFREY GAFFIN can be reached on 571-272-4146. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

OLUBUSOLA ONI  
Examiner  
Art Unit 2168

**KHANH B. PHAM**  
**PRIMARY EXAMINER**

